

FILED

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

DEC 05 2011

**SECRETARY, BOARD OF
OIL, GAS & MINING**

REQUEST OF THOMAS F. MILLER
FOR AGENCY ACTION REGARDING
THE DIVISION OF OIL, GAS, AND
MINING'S ACTIONS CONCERNING
THE VIPONT MINE, LOCATED IN
SECTION 6 OF TOWNSHIP 14
NORTH, RANGE 17 WEST, SECTION
31 OF TOWNSHIP 15 NORTH,
RANGE 17 WEST, AND SECTION 12,
TOWNSHIP 14 NORTH, RANGE 18
WEST, IN BOX ELDER COUNTY,
UTAH.

**ORDER DENYING
REQUEST FOR
EXPEDITED HEARING**

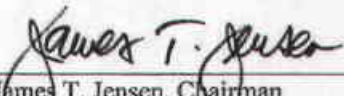
Docket No.: 2012-001**Cause No.: S/003/035**

The Board of Oil, Gas, and Mining, having read Petitioner's Request for Agency Action filed on November 22, 2011 (which includes a request for an expedited hearing), as well as the Division of Oil, Gas, and Mining's Objection to an Expedited Hearing filed on December 2, 2011, denies Petitioner's request to have this matter calendared prior to the Board's regularly scheduled January 25, 2012 hearing date.

The Board does not find that good cause has been shown at this time to deviate from the rules governing when this matter should be calendared. Therefore, in accordance with R641-105-100, this matter remains scheduled for January 25, 2012.

DATED this 5th day of December, 2011.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING


James T. Jensen, Chairman

CERTIFICATE OF SERVICE

I hereby certify that on December 5, 2011, a true and correct copy of the
foregoing Order Denying Request For Expedited Hearing was sent to the following:

Thomas F. Miller
1116 North Frontage Road
Deer Lodge, Montana 59722

Steven F. Alder (#00033)
Assistant Utah Attorney General
Utah Division of Oil, Gas and Mining
1594 West North Temple St. #300
Salt Lake City, Utah 84116

Julie Ann Carter

From: Julie Ann Carter
To: Cameron Johnson; Carl Kendell; Chris Hansen; Dana Dean; Emily Berry;...
Date: 12/5/2011 4:00 PM
Subject: Thomas Miller 2012-001 S/003/005
Attachments: 2012-001_20111205_OrderDenyingRequestForExpeditedHearing.pdf

Attached is:

-Order Denying Request for Expedited Hearing, filed December 5, 2011.

The Board of Oil, Gas, and Mining, having read Petitioner's Request for Agency Action filed on November 22, 2011 (which includes a request for an expedited hearing), as well as the Division of Oil, Gas, and Mining's Objection to an Expedited Hearing filed on December 2, 2011, denies Petitioner's request to have this matter calendared prior to the Board's regularly scheduled January 25, 2012 hearing date.

The Board does not find that good cause has been shown at this time to deviate from the rules governing when this matter should be calendared. Therefore, in accordance with R641-105-100, this matter remains scheduled for January 25, 2012.

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Please note: Beginning Tuesday, September 6, 2011, our agency hours will be 8am-5pm, Monday-Friday.